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#### **CERTIFICATE OF MAILING**

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Attorney for Applicants

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/849,347

Confirmation No.: 6692

**Applicant** 

Robert H. Burgener, II et al.

Title

FABRICATION OF P-TYPE GROUP II-VI

**SEMICONDUCTORS** 

Filed

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May 19, 2004

TC/A.U.

2822

Examiner

202

caminer :

Kevin M. Picardat

Docket No.

3398.2.8

Customer No.

21552

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Transmitted herewith is an Information Disclosure Statement disclosing information which has come to the attention of applicants and/or their attorneys and is being submitted so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56. In accordance with 37 C.F.R. § 1.97(c), the enclosed Statement is being filed before the mailing date of either a final action or a notice of allowance.

Neither applicants nor their attorneys make any representation that any information disclosed herein may be "prior art" within the meaning of that term under 35 U.S.C. § 102 or § 103. Moreover, pursuant to 37 C.F.R. § 1.97, the filing of this Information Disclosure Statement

shall not be construed as a representation that a search has been made or as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.98, transmitted herewith are:

- A completed copy of FormPTO/SB/08a "Information Disclosure Statement by Applicant" listing the patents, publications and other information being submitted for consideration; and
- 2. A legible copy of each patent, publication and other item of information in written form listed on the enclosed Form PTO/SB/08a, except for copies of U.S. patents and published U.S. patent applications which are not required for applications filed after June 30, 2003.

As this application was filed after June 30, 2003, copies of the U.S. patents and published U.S. patent applications listed on the enclosed Form PTO/SB/08a are not required and, therefore, not included herewith.

#### CERTIFICATION UNDER 37 C.F.R. § 1.97(e)

I hereby certify that no item of information listed on the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. Section 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

Evan R. Witt

Reg. No. 32,512

Attorney for Applicants

Date: March 14, 2005

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PTO/SB/08a (08-03) Approved for use through 06/30/2006. OMB 0651-0031

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known					
Application Number	10/849,347				
Filing Date	May 19, 2004				
First Named Inventor	Robert H. Burgener, II				
Group Art Unit	2822				
Examiner Name	Kevin M. Picardat				
Attorney Docket Number	3398.2.8				

U.S. PATENT DOCUMENTS						
Examiner Initials • Ci	Cite No.1	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number - Kind Code <sup>2 (f known)</sup>	MM-DD-YYYY			
	U1	US-2004/0061114 A1	04/01/2004	Yan et al.		
	U2	US-2004/0099876-A1	05/27/2004	Niki et al.		
	U3	US-2004/0108505-A1	06/10/2004	Tuller et al.		
	U4	US-2004/0175860-A1	09/09/2004	Park et al.		
	U5	US-6,057,561-B1	05/02/2000	Kayasaki et al.		
	U6	US-6,291,085-B1	09/18/2001	White et al.		
	U7	US-6,342,313-B1	01/29/2002	White et al.		
	U8	US-6,410,162-B1	06/25/2002	White et al.		
	U9	US-6,475,825-B1	11/05/2002	White et al.		
•	U10	US-6,733,895-B2	05/11/2004	Kadota et al.		
	U11	US-6,527,858-B1	03/04/2003	Yoshida et al.		

Examiner Signature	Date Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional) .² See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁰ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

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